

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Michael E. Zalis  
Application No. : 09/828,268  
Filed : April 6, 2001  
Entitled : SYSTEM FOR DIGITAL BOWEL  
SUBTRACTION AND POLYP  
DETECTION AND RELATED  
TECHNIQUES  
Docket No. : MGH-005AUS

Group Art Unit: 3739

Examiner: Not Yet Assigned

Certificate of Mailing (37 C.F.R. 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: BOX MISSING PARTS, Assistant Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

2406501  
Date of Signature  
and Mail Deposit

Christopher S. Daly  
Christopher S. Daly  
Reg. No. 37,303  
Attorney for Applicant(s)

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Attention: Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Enclosed herewith is a response to the PTO Notice dated June 4, 2001.

If the Examiner has any questions regarding this submission or this application, please do not hesitate to contact the undersigned attorney.

Application No.: 09/828,268  
Filed On: April 6, 2001  
Atty Case No.: MGH-006AUS

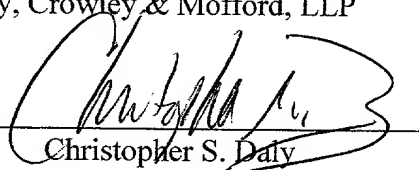
In the event any additional fee is required, please charge such amount to the Patent  
and Trademark Office Deposit Account No. 50-0845.

Respectfully submitted,

Daly, Crowley & Mofford, LLP

Dated 24 OCT 01

By:

  
Christopher S. Daly

Reg. No. 37,303

Attorney for Applicant(s)

275 Turnpike Street - Suite 101

Canton, MA 02021-2310

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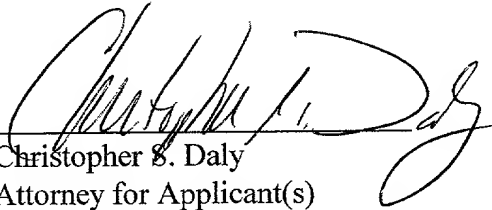
Application No.: 09/828,268

Filed: April 6, 2001

Group Art Unit: 3739

In the event any additional fee is required, please charge such amount to Patent and Trademark Office Deposit Account No. 50-0845.

Respectfully submitted,



Christopher S. Daly

Attorney for Applicant(s)

Reg. No. 37,303

Daly, Crowley & Mofford, LLP

P.O. Box 5057

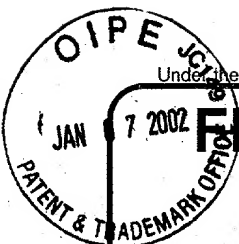
Norwell, MA 02061

Tel: (781) 659-2288

Fax: (781) 659-8866

Date: 240 CT 01

09/828,268



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**FEE TRANSMITTAL**  
**for FY 2002**

Patent fees are subject to annual revision.

**TOTAL AMOUNT OF PAYMENT (\$)** **1,609****Complete if Known**

Application Number	09/828,268
Filing Date	April 6, 2001
First Named Inventor	Michael E. Zalis
Examiner Name	Not Yet Assigned
Group Art Unit	3739
Attorney Docket No.	MGH-005AUS

**METHOD OF PAYMENT**

- 1.
- ☐
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit  
Account  
Number

50-0845

Deposit  
Account  
Name

Daly, Crowley &amp; Mofford, LLP

- ☒
- Charge Any Additional Fee Required
- 
- Under 37 CFR 1.16 and 1.17

- ☐
- Applicant claims small entity status.
- 
- See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:**

- ☒
- Check
- ☐
- Credit card
- ☐
- Money
- 
- Order
- ☐
- Other

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Small Entity

Fee Fee Fee Fee Fee Description

101	740	201	370	Utility filing fee
106	330	206	165	Design filing fee
107	510	207	255	Plant filing fee
108	740	208	370	Reissue filing fee
114	160	214	80	Provisional filing fee

Fee Paid

370

**SUBTOTAL (1) (\$)** **370****2. EXTRA CLAIM FEES**

Total Claims	41	-20** =	21	X	18	=	378
Independent Claims	7	-3** =	4	X	84	=	336
Multiple Dependent							

Large Entity Small Entity

Fee Fee Fee Fee Fee Description

103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2) (\$)** **714**

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Fee Code	Large Entity (\$)	Fee Code	Small Entity (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	65
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	460
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) (\$)** **525****SUBMITTED BY**

Complete (if applicable)

Name (Print/Type)	Christopher S. Daly	Registration No. (Attorney/Agent)	37,303	Telephone	781.401.9988 ext. 11
Signature		Date	24 OCT 01		

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<h2 style="margin: 0;">TRANSMITTAL FORM</h2> <p style="margin: 5px 0;"><i>(to be used for all correspondence after initial filing)</i></p>	<b>Application Number</b>	09/828,268	
	<b>Filing Date</b>	April 6, 2001	
	<b>First Named Inventor</b>	Michael E. Zalis	
	<b>Group Art Unit</b>	Not Yet Assigned	
	<b>Examiner Name</b>	3739	
<b>Total Number of Pages in This Submission</b>	11	<b>Attorney Docket Number</b>	MGH-005AUS

**ENCLOSURES** (check all that apply)

<div><input checked="" type="checkbox"/> Fee Transmittal Form</div> <div><input checked="" type="checkbox"/> Fee Attached</div> <div><input type="checkbox"/> Amendment / Reply</div> <div><input type="checkbox"/> After Final</div> <div><input type="checkbox"/> Affidavits/declaration(s)</div> <div><input checked="" type="checkbox"/> Extension of Time Request</div> <div><input type="checkbox"/> Express Abandonment Request</div> <div><input type="checkbox"/> Information Disclosure Statement</div> <div><input type="checkbox"/> Certified Copy of Priority Document(s)</div> <div><input type="checkbox"/> Response to Missing Parts/Incomplete Application</div> <div><input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53</div>	<div><input type="checkbox"/> Assignment Papers (for an Application)</div> <div><input type="checkbox"/> Drawing(s)</div> <div><input type="checkbox"/> Licensing-related Papers</div> <div><input type="checkbox"/> Petition</div> <div><input type="checkbox"/> Petition to Convert to a Provisional Application</div> <div><input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address</div> <div><input type="checkbox"/> Terminal Disclaimer</div> <div><input type="checkbox"/> Request for Refund</div> <div><input type="checkbox"/> CD, Number of CD(s) _____</div>	<div><input type="checkbox"/> After Allowance Communication to Group</div> <div><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences</div> <div><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)</div> <div><input type="checkbox"/> Proprietary Information</div> <div><input type="checkbox"/> Status Letter</div> <div><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):</div> <div>Return-receipted postcard</div>
<div style="border: 1px solid black; padding: 5px;"><b>Remarks</b>  In the event a petition for extension of time is required by this paper and not otherwise provided, such petition is hereby made and authorization is provided herewith to charge deposit account No. 50-0845 for the cost of such extension.</div>		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	Christopher S. Daly	Reg. No. 37,303
Signature		
Date	24 Oct 01	

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: <span style="border: 1px solid black; padding: 0 20px;">24 Oct 01</span>		
Typed or printed name	Christopher S. Daly	
Signature		Date 24 Oct 01

Burden Hour Statement This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/828,268	04/06/2001	Michael E. Zalis	MGH-005AUS

CONFIRMATION NO. 6347

## FORMALITIES LETTER



\*OC000000006144834\*

022494  
DALY, CROWLEY & MOFFORD, LLP  
SUITE 101  
275 TURNPIKE STREET  
CANTON, MA 02021-2310

Date Mailed: 06/04/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.136

Refund Ref:

01/11/2002

BABRAHA1 0000113265

U5

Filing Date Granted

CHECK Refund Total: \$357.00

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$349.01  

■ \$189 for 21 total claims over 20.	02 FC:201	370.00 DP
	02 FC:205	65.00 DP
■ \$160 for 4 independent claims over 3.	03 FC:203	189.00 DP
	04 FC:202	168.00 DP
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 769.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

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*A copy of this notice MUST be returned with the reply.*

H.T

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

09030200 040703